

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

Index No. 13 CV 06895 (AT)

SOUNDVIEW ELITE LTD.

Plaintiff(s) Petitioner(s)

against

GERTI MUHO & LEVERAGED HAWK, INC.

Defendant(s) Respondent(s)

Calendar No.

AFFIDAVIT
OF
SERVICE

STATE OF DELAWARE, COUNTY OF: NEW CASTLE

Ss.:

The undersigned, being sworn, says: Deponent is not a party herein, is over 18 years of age and resides at Wilmington, DE

On 10/17/13 at 2:15 P.M., at C/O REGISTERED AGENT SOLUTIONS 1679 S. DUPONT HWY. DOVER, DE 19901

deponent served the within

- ☐ summons and complaint
☐ subpoena duces tecum
☐ citation

ORDER TO SHOW CAUSE WITH TEMPORARY RESTRAINING ORDER FOR A PRELIMINARY INJUNCTION,
 ORDER OF ATTACHMENT, AND ORDER PERMITTING EXPEDITED DISCOVERY WITH MEMORANDUM IN
 SUPPORT OF, DECLARATION OF ETHAN KRASNOO, ESQ., AFFIDAVIT OF JANE METCALF, ESQ., AFFIDAVIT
 OF FLOYD SAUNDERS & CERTIFICATION OF PETER C. HARVEY, ESQ. PURSUANT TO FED. R. CIV. P. 65(B)

on LEVERAGED HAWK, INC.

- ☒ defendant ☐ witness hereinafter called therein
☐ -espondent the recipient lamed

INDIVIDUAL

1. ☐

by delivering a true copy of each to said recipient personally; deponent knew the person so served to be the person described as
 said recipient therein.

CORPORATION

2. ☒

a DELAWARE corporation, by delivering thereat a true copy of each to SHANNON MCCARTHY (PROCESS AGENT)
 personally, deponent knew said corporation so served to be the corporation, described in same as said recipient and knew said
 individual to be AUTHORIZED PERSON thereof

SUITABLE
AGE PERSON3. ☐

by delivering thereat a true copy of each to a person of suitable age and
 discretion. Said premises is recipient's ☐ actual place of business ☐ dwelling place ☐ usual place of abode within the state.

AFFIXING TO
DOOR, ETC.4. ☐

by affixing a true copy of each to the door of said premises, which is recipient's ☐ actual place of business ☐ dwelling place
☐ usual place of abode within the state. Deponent was unable, with due diligence to find recipient or a person of suitable age
 and discretion, thereat, having called there

MAILING TO
RESIDENCE
USE WITH 3 OR 45A. ☐

Deponent talked to at said premises who stated that recipient ☐ lived ☐ worked there.
 Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient
 at recipient's last known residence, at and deposited

MAILING TO
BUSINESS
USE WITH 3 OR 45B. ☐

said envelope in an official depository under exclusive care and custody of the U.S. Postal Service within New York State.
 Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly
 addressed to recipient at recipient's actual place of business, at

in an official depository under the exclusive care and custody of the U.S. Postal Service
 within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof,
 by return address or otherwise, that the communication was from an attorney or concerned an action against the recipient.

DESCRIPTION

☐

<input type="checkbox"/> Male	<input type="checkbox"/> White Skin	<input type="checkbox"/> Black Hair	<input type="checkbox"/> White Hair	<input type="checkbox"/> 14-20 Yrs.	<input type="checkbox"/> Under 5'	<input type="checkbox"/> Under 100 Lbs.
<input checked="" type="checkbox"/> Female	<input checked="" type="checkbox"/> Black Skin	<input checked="" type="checkbox"/> Brown Hair	<input type="checkbox"/> Balding	<input type="checkbox"/> 21-35 Yrs.	<input type="checkbox"/> 5'0"-5'3"	<input type="checkbox"/> 100- 130 Lbs.
	<input type="checkbox"/> Yellow Skin	<input type="checkbox"/> Blonde Hair	<input type="checkbox"/> Mustache	<input checked="" type="checkbox"/> 36-50 Yrs.	<input checked="" type="checkbox"/> 5'4"-5'8"	<input checked="" type="checkbox"/> 131-160 Lbs.
	<input type="checkbox"/> Brown Skin	<input type="checkbox"/> Gray Hair	<input type="checkbox"/> Beard	<input type="checkbox"/> 51-65 Yrs.	<input type="checkbox"/> 5'9"-6'0"	<input type="checkbox"/> 161-200 Lbs.
	<input type="checkbox"/> Red Skin	<input type="checkbox"/> Red Hair	<input type="checkbox"/> Glasses	<input type="checkbox"/> Over 65 Yrs. [- I Over 6'	<input type="checkbox"/> Over 200 Lbs.	

☐

Other identifying features:

WITNESS
FEES☐

\$ the authorizing traveling expenses ☐ was paid (tendered) to the recipient
 and one days' witness fee: ☐ was mailed to the witness with subpoena copy.

MILITARY
SERVICE☐

I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any capacity
 whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The source of my information
 and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not
 in military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

Sworn to before me on 10/17/13

KEVIN DUNN
 NOTARY PUBLIC
 STATE OF DELAWARE
 My Commission Expires April 4, 2014

License No.

GRANVILLE MORRIS

AFFIDAVIT OF SERVICE

**UNITED STATES DISTRICT COURT
Southern District of New York**

Index Number: 13-CV-06895 (AT)

Date Filed: _____

Plaintiffs:

SOUNDVIEW ELITE LTD., and VANQUISH FUND LTD.,

vs.

Defendants:

GERTI MUHO and LEVERAGED HAWK, INC.



CSU2020113614

For:

Patterson Belknap Webb & Tyler LLP
1133 Avenue Of The Americas
21st Floor
New York, NY 10036-6710

Received these papers to be served on **GERTI MUHO, 6031 GROVE STREET, RIDGEWOOD, NY 11385.**

I, Eugene O. Ferrari, being duly sworn, depose and say that on the **18th day of October, 2013 at 9:30 pm, I:**

served the above named Individual Pursuant to CPLR § 308 (2) by delivering and leaving a true copy of the **Order to Show Cause Signed by the Hon. Torres on October 16, 2013, Affidavit of Jane Metcalf, Esq., Memorandum of Law, Affidavit of Floyd Saunders with Exhibits, Certification of Peter C. Harvey, Esq. Pursuant to Fed. R. Civ. P. 65 (B), Declaration of Ethan Krasnook, Esq. with "Jane Doe" (Declined First And Last Name), Co-Resident at 6031 Grove Street, Ridgewood, NY 11385**, the said premises being the respondent's place of Abode within the State of New York. Deponent completed service by mailing a true copy of the **Order to Show Cause Signed by the Hon. Torres on October 16, 2013, Affidavit of Jane Metcalf, Esq., Memorandum of Law, Affidavit of Floyd Saunders with Exhibits, Certification of Peter C. Harvey, Esq. Pursuant to Fed. R. Civ. P. 65 (B), Declaration of Ethan Krasnook, Esq.** in a postpaid envelope addressed to: **6031 Grove Street, Ridgewood, NY 11385** and bearing the words "Personal & Confidential" by First Class Mail on **10/21/2013** and placed in an official depository of the U.S.P.S. in the State of New York.

Military Status: Based upon my inquiry of the party served, the within named person is not in the military service of the United States of America.

Additional Information pertaining to this Service:

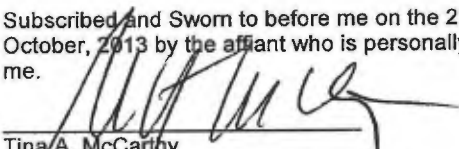
GPS TRACKING - 40.7099, -73.9012

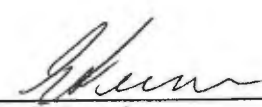
CS, Inc. 181 Hillside Avenue, Williston Park, New York 11596. D.C.A. License # 1382542

Description of Person Served: Age: 43, Sex: F, Race/Skin Color: White, Height: 5'5", Weight: 175, Hair: Light Brown, Glasses: Y

I am over the age of 18, am not a party in the above action, and am a Certified Process Server, in good standing, in the jurisdiction in which the process was served.

Subscribed and Sworn to before me on the 21st day of October, 2013 by the affiant who is personally known to me.


Tina A. McCarthy
Notary Public, State of New York
No. 01MC6115830
Qualified in Bronx County
Commission Expires 09/13/2016


Eugene O. Ferrari
D.C.A. License # 1255616

Our Job Serial Number: CSU-2020113614
Ref: R3342-002